



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/038,341	01/04/2002	Seemab Aslam Kadri	42390P13126	7288

8791 7590 12/30/2005

BLAKELY SOKOLOFF TAYLOR & ZAFMAN
12400 WILSHIRE BOULEVARD
SEVENTH FLOOR
LOS ANGELES, CA 90025-1030

EXAMINER

LEMMA, SAMSON B

ART UNIT	PAPER NUMBER
----------	--------------

2132

DATE MAILED: 12/30/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No.	Applicant(s)	
	10/038,341	KADRI, SEEMAB ASLAM	
	Examiner	Art Unit	
	Samson B. Lemma	2132	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 05 October 2005.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-35 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-35 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. This office action is in reply to an amendment filed on October 05, 2005.
Independent claims 1, 5, 7-9, 11, 15, 17-19, 21, 25, 27-29, 31 and 34 have been amended, and claims 1-35 are pending.

Response to Arguments

2. Applicant's arguments filed on October 05, 2005 have been fully considered but they are not persuasive.

The first argument by the applicant is with regard to the 102(e) rejection made to the independent claims 1, 11, 21 and 31. Applicant argued that

amended independent claims include limitations that are not shown or suggested by the references on the record, namely **Traversat**.

Applicant argued that the limitation added to the independent claims which is recited as "**the internal peer being registered for an external communication across the firewall** and a distributor coupled to the collector to distribute the message to the **registered** internal peer **if there is a match in address information of the message and the registered internal peer**" is not disclosed, either expressly or inherently by the **Traversat reference**.

Examiner disagrees with this argument.

The Examiner disagreement is based on the fact that the elements/features that are argued above are actually disclosed by the reference on the record namely **Traversat**.

Examiner would point out that **Travesat** on paragraph 0063 discloses peer group registration across a firewall according to one embodiment. Peer region 212A is shown outside of a firewall 248 and peer region 212B is behind or inside the firewall 248. Peer region 212A includes a peer-to-peer platform proxy service 270 and several peers 200. In

Art Unit: 2132

one embodiment, a peer 200 serving as a proxy peer that provides the proxy service 270.

Peer region 212B includes several peers 200 behind/inside the firewall 248. At some point, peer 200D in peer region 212B may form a peer group 210. **An advertisement for the peer group 210 is registered on the proxy service 270 in the region 212A.** One or more peers 200 in region 212A is notified of the newly registered peer group 200 by the proxy service 270 which meets the limitation of **the internal peer being registered for an external communication across the firewall.**

Furthermore, Examiner would point out that Travesat on figure 20, reference "200D" or "200E" OR figure 21, reference "200C" or "200D" and paragraph "0033" discloses the fact that any peer in a peer group can become a relay peer therefore either of the peers inside the firewall shown on figure 20 reference 200D or 200E or figure 21, reference 200C or 200D can be used as relay peers. Relay peer receives message form the source peer as explained on figure 31 reference "522" and also these relay peers which is explained to be either of the reference 200D or 200E is coupled to the other internal peer like peer "200F" as shown on figure 25. Either of these peers first collect the message and then routes/distributes the message to destination peers using the cached route information as explained on figure 31, reference "524" and **this meets the recitation of a collector to collect a message intended for an internal peer inside a firewall as well as a distributor coupled to the collector to distribute the message to the internal peer and distributing of the message to the internal peer inherently includes the matching in the address information of the message and the registered internal peers.**

Examiner also asserts the fact that Traversat on paragraph 0048, discloses that, a relay peer may maintain information on routes to other peers, and assist in relaying messages to other peers. Relay peers may maintain routing tables which may be used in relaying messages to their destination. The relay peer may keep information about routes that it

Art Unit: 2132

discovers and store them in the route table. This allows the relay peer to build a knowledge base (the route table) about the network topology as more messages flow on the system. Route information may include, but is not limited to, the peer identifier of the source, the peer identifier of the destination, a time-to-live (TTL) for the route, and an ordered sequence of gateway peer identifiers. Like wise on paragraph 0380, Traversat discloses the fact that the endpoint routing protocol define a set of request/query messages that is processed by a routing service to help a peer route messages to its destination. When a peer is asked to send a message to a given peer endpoint address, it looks in its local cache to determine if it has a cached route to this peer and this meets the limitation of distributing the message to the registered internal peers if there is a match in address information of the message and the registered internal peers.

Therefore all the elements of the limitations of the independent claims 1,11,21 and 31 are explicitly/implicitly/inherently suggested and disclosed by the reference on the record namely **Traversat**.

The next argument by the applicant is with regard to the dependent claims which are dependent on the independent claims 1, 11, 21 and 31.

Applicant argued that the dependent claims which are dependent on the independent claims 1, 11, 21 and 31 are allowable for the reason that **Traversat** fail to anticipate the limitations that is argued above.

Examiner disagrees with this argument.

In response to the above argument by the applicant, the examiner response discussed for the independent claims 1, 11, 21 and 31 above is also valid towards this argument.

Therefore all the elements of the limitations is explicitly/implicitly/inherently suggested and disclosed by the reference on the record in particular **Traversat**

Art Unit: 2132

and the rejection remains valid unless the claims are further amended and successfully overcome the rejection without introducing a new matter.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

4. **Claims 1-35** are rejected under 35 U.S.C. 102(e) as being anticipated by **Traversat et al.** (hereinafter referred as **Traversat**) (U.S. Publication number: 2002/0143855A1, **which Claims Priority from Provisional Application No 60,263573 filed on Jan 22, 2001**)
5. **As per claims 1, 11, 21 and 31** **Traversat discloses** an apparatus/method/system/a gateway device comprising: a **collector to collect a message intended for an internal peer inside a firewall** [figure 20, reference “200D” or “200E” OR figure 21, reference “200C” or “200D”] **via a gateway device at the firewall**, [figure 21, reference “260” or figure 20, reference “246”] **the message being transmitted by an external peer outside the firewall;** [figure 20 and 21, reference “200A” or “200B”] **the internal peer being registered for an external communication across the firewall** [Paragraph 0063] (Traversat on paragraph 0063 discloses that a peer group registration across a firewall

Art Unit: 2132

according to one embodiment. Peer region 212A is shown outside of a firewall 248 and peer region 212B is behind or inside the firewall 248. Peer region 212A includes a peer-to-peer platform proxy service 270 and several peers 200. In one embodiment, a peer 200 serving as a proxy peer that provides the proxy service 270. Peer region 212B includes several peers 200 behind/inside the firewall 248. At some point, peer 200D in peer region 212B may form a peer group 210. **An advertisement for the peer group 210 is registered on the proxy service 270 in the region 212A.** One or more peers 200 in region 212A is notified of the newly registered peer group 200 by the proxy service 270 which meets the limitation of the internal peer being registered for an external communication across the firewall.)

and a distributor coupled to the collector to distribute the message to the internal peer if there is a match in address information of the message and the registered internal peer. [figure 20, reference "200D" or "200E" OR figure 21, reference "200C" or "200D" and paragraph 0048 and paragraph 0380] (As explained on paragraph "0033" any peer in a peer group can become a relay peer therefore either of the peers inside the firewall shown on figure 20 reference 200D or 200E or figure 21, reference 200C or 200D can be used as relay peers. Relay peer receives message form the source peer as explained on figure 31 reference "522" and also these relay peers which is explained to be either of the reference 200D or 200E is coupled to the other internal peer like peer "200F" as shown on figure 25. Either of these peers first collect the message and then routes/distributes the message to destination peers using the cached route information as explained on figure 31, reference "524" and this meets the recitation of a collector to collect a message intended for an internal peer inside a firewall as well as a distributor coupled to the collector to distribute the message to the internal peer **and the distributing of the message to the internal peer inherently includes the matching in the address information of the message and the registered**

internal peers. Likewise, Traversat on paragraph 0048, discloses that, a relay peer may maintain information on routes to other peers, and assist in relaying messages to other peers. Relay peers may maintain routing tables which may be used in relaying messages to their destination. The relay peer may keep information about routes that it discovers and store them in the route table. This allows the relay peer to build a knowledge base (the route table) about the network topology as more messages flow on the system. Route information may include, but is not limited to, the peer identifier of the source, the peer identifier of the destination, a time-to-live (TTL) for the route, and an ordered sequence of gateway peer identifiers. Furthermore on paragraph 0380, Traversat discloses the fact that the endpoint routing protocol define a set of request/query messages that is processed by a routing service to help a peer route messages to its destination. When a peer is asked to send a message to a given peer endpoint address, it looks in its local cache to determine if it has a cached route to this peer and this meets the limitation of distributing the message to the registered internal peers if there is a match in address information of the message and the registered internal peers.)

6. **As per claims 2,12, 22 and 32 Traversat discloses an apparatus/method/system/ a gateway device as applied to claims above. Furthermore **Tranversat** discloses an apparatus/method/system further comprising: a gateway interface to interface internally to the firewall to the gateway device. [Figure 21, reference "260"]**
7. **As per claims 3,13, 23 Traversat discloses an apparatus/method/system/ as applied to claims above. Furthermore **Tranversat** discloses an apparatus/method/system wherein the gateway interface establishes a continuous connection to a relay server outside the firewall through tunneling.[Page 37, reference "0456"] (Peers 200A and 200B may access peers 200D and 200E through firewall 248.**

Art Unit: 2132

In one embodiment, HTTP "**tunnels**" may be used, with proxies 246 in the "DMZ" of the firewall 248.)

8. **As per claims 4-5, 14-15 and 24-25** Traversat discloses an apparatus/method/system/ as applied to claims above. Furthermore **Traversat** discloses an apparatus/method/system wherein the collector registers to the relay server to act as an external contact point for the external peer. [Page 23, paragraph "0292"] (A rendezvous peer may be described as a meeting point where peers and/or peer groups may register to be discovered, and may also discover other peers and/or peer groups, and retrieve information on discovered peers and/or peer groups.)
9. **As per claims 6, 16, 26 and 33** Traversat discloses an apparatus/method/system/ as applied to claims above. Furthermore **Traversat** discloses an apparatus/method/system wherein the gateway device is one of a firewall and a network translation address (NAT) device. [figure 21, reference "260"]
10. **As per claims 7-8, 17-18, 27-28 and 34** Traversat discloses an apparatus/method/system/ as applied to claims above. Furthermore **Traversat** discloses an apparatus/method/system further comprising: a registrar to register the internal peer for external communication across the firewall. [Figure 25]
11. **As per claims 9, 19 and 29** Traversat discloses an apparatus/method/system/ as applied to claims above. Furthermore **Traversat** discloses an apparatus/method/system wherein the collector collects an internal message from a registered internal peer.[figure 21, reference "200C" and Page 23, paragraph "0292"] to be transmitted to the external peer. [Figure 21, reference "200A" or "200B"]

Art Unit: 2132

12. **As per claims 10, 20 and 30 Traversat discloses** an apparatus/method/system/ as applied to claims above. Furthermore **Traversat** discloses an apparatus/method/system wherein the distributor [figure 21, reference "200C" or reference "200D"] distributes the collected internal message to the external peer [Figure 21, reference " 200A", or reference "200B"] via the gateway device.[Figure 21, reference "260"]
13. **As per claim 35 Traversat discloses** gateway device as applied to claims above. Furthermore **Traversat** discloses the gateway device further comprising: a relay server [figure 25, reference "270"] (**As explained on paragraph "0033" any peer in a peer group can become a relay peer, therefore the proxy service shown on figure 25, reference "270" can act as a relay server**) to interface to a number of external peers outside the firewall.[figure 25, references "200A-200C"] [**the proxy service/relay server interfaces with a number of external peers outside the firewall as shown on figure 25, references 200A, 200B and 200C**]

Conclusion

14. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).
- A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event,

Art Unit: 2132

however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Samson B Lemma whose telephone number is 571-272-3806. The examiner can normally be reached on Monday-Friday (8:00 am---4: 30 pm).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, BARRON JR GILBERTO can be reached on 571-272-3799. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

SAMSON LEMMA

S.L.

12/21/2005



**THOMAS R. PEESO
PRIMARY EXAMINER**